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OFFICE OF PETITIONS

In re Application of	:	
Young H. Kim et al.	:	
Application No. 10/700,859	:	DECISION ON PETITION UNDER
Filed: November 4, 2003	:	37 C.F.R. §1.137(b)
Attorney Docket No.: CL1983 US NA	:	
Title: AQUEOUS DISPERSIONS OF	:	
POLYUREAURETHANES	:	

This is a decision on the petition under 37 CFR §1.137(b)¹, filed December 22, 2004, to revive the above-identified application.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice of Missing Parts (notice), mailed February 4, 2004, which set a shortened statutory period for reply of two (2) months. No response was received, and no extensions of time under the provisions of 37 C.F.R. §1.136(a) were requested. Accordingly, the above-identified application became abandoned on April 5, 2004. A Notice of Abandonment was mailed on November 29, 2004.

With the petition, Petitioner has submitted the petition fee, a declaration which has been executed by each of the three joint inventors, the surcharge, and the proper statement of unintentional delay.

It is noted that the declaration does not comply with 37 C.F.R. §1.63 in that it contains a non-initialed and non-dated change by inventor Kim².

¹ A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

Petitioner has met all requirements for a grantable petition under 37 C.F.R. §1.137(b). As such, the petition is **GRANTED**.

The Power of Attorney and Correspondence Address has been entered and made of record. However, it is noted that Petitioner's correspondence address does not match the address associated with customer number 23906. As such, the address listed on the petition differs from the address of record. If petitioner desires to receive future correspondence regarding this application, another change of correspondence address must be submitted. A courtesy copy of this decision will be mailed to petitioner. However, all future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary. Petitioner will not receive future correspondence unless a Change of Correspondence Address Form (PTO/SB/122) is submitted for the above-identified application. A blank Change of Correspondence Address Form (PTO/SB/122) may be found at <http://www.uspto.gov/web/forms/sb0122.pdf>.

The application file is being forwarded to the Office of Initial Patent Examination for further processing.

The general phone number for the Office of Petitions which should be used for status requests is (571) 272-3282. Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3225.



Paul Shanowski
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